

LEARNING OUTCOME

After participating...

...you will be able to develop internal policies and practices pertaining to federal immigration F-1 students to successfully retain your international students.

ai ACADEMIC
IMPRESSIONS 2

This section is enclosed in a black border. It has a brown header bar with a white funnel icon and the text 'LEARNING OUTCOME'. The main content is on a white background. The bottom right corner features the Academic Impressions logo and a small number '2'.

AGENDA

- I. Why the focus on immigration law?
- II. Immigration Law 101: Case studies
- III. Developing transparent communication

#Altraining



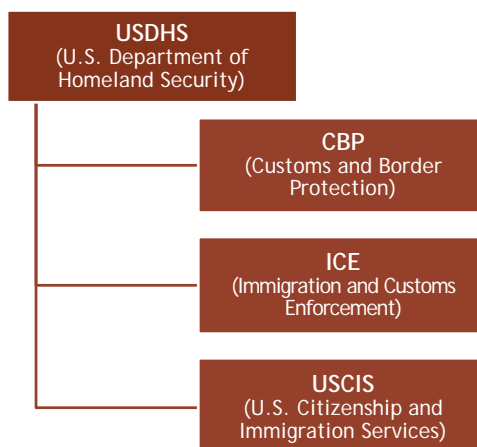
WHY THE FOCUS ON IMMIGRATION LAW?

HISTORY OF USCIS and SEVIS



ai ACADEMIC
IMPRESSIONS 5

US Department of Homeland Security



ai ACADEMIC
IMPRESSIONS 6

CUSTOMS & BORDER PROTECTION



- Entry and exit monitoring of all foreign nationals
- Verification through SEVIS
- Temporary Immigration Holding Office

IMMIGRATION & CUSTOM ENFORCEMENT

- Monitoring of criminal activities
- Verification through PDSO and DSO
- Deportation

■ US CITIZENSHIP & IMMIGRATION SERVICES

- Foreign national benefits
- Work authorization
- Change of status
- Reinstatements

■ SEVIS

Student Exchange Visitor Information Systems

- Reporting Requirements
- Interactions with CBP, ICE and USCIS
- PDSO and DSO responsibilities

8 CFR § 214.3

Approval of schools for enrollment of F and M nonimmigrants

Focus on Colleges & Universities

- 214.3(a): Filing petitions
- 214.3(b): Supporting documents
- 214.3(c): Other evidence
- 214.3(d): Interview of petitioner
- 214.3(e): Notices to school related to certification or recertification petitions or to out-of-cycle review
- 214.3(f): Adjudication of a petition for SEVP certification or recertification
- 214.3(g): Recordkeeping and reporting requirements
- 214.3(h): SEVP certification, recertification, out-of-cycle review and oversight of schools
- 214.3(i): Administration of student regulations
- 214.3(j): Advertising
- **214.3(k): Issuance of Certificate of Eligibility**
- 214.3(l): Designated Official

11

8 CFR § 214.2(f) *immigration regulation citation on f-1 students*

Nonimmigrant Classes- Students in colleges, universities, seminaries, academic high schools, other academic institutions, and in language training program

Focus on Colleges & Universities

- 214.2(f)(1): Admission of Students
- 214.2(f)(2): I-20 ID
- 214.2(f)(3): Admission of the spouse and minor children of an F-1 student
- 214.2(f)(4): Temporary absence
- 214.2(f)(5): Duration of status
- **214.2(f)(6): Full course of study**
- 214.2(f)(7): Extension of stay
- 214.2(f)(8): School transfer
- **214.2(f)(9): Employment**
- 214.2(f)(10): Practical Training
- 214.2(f)(11): OPT application and approval process
- 214.2(f)(12): Reporting while on optional practical training
- 214.2(f)(13): Temporary leave of absence from US of F-1 student granted employment authorization
- 214.2(f)(14): Effect of strike of other labor dispute
- 214.2(f)(15): Spouse and children of F-1 student
- 214.2(f)(16): Reinstatement to student status
- 214.2(f)(17): Current name and address
- 214.2(f)(18): Special rules for certain border commuter students
- 214.2(f)(19): Remittance of the fee

12

COMPLIANCE

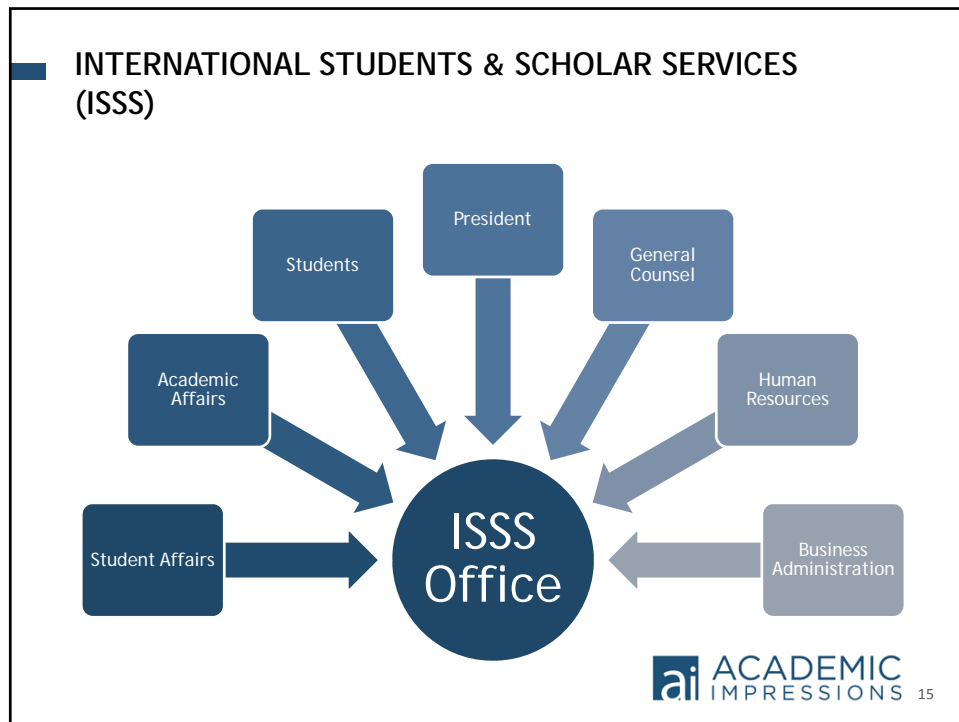


- Form I-17, Petition for Approval of School for Attendance by Nonimmigrant Student, ' in the Student and Exchange Visitor Information System:" (USDHS, 2014)
- Principle Designated School Official (PDSO) as well as Designated School Officials (DSO) & Responsible Officer (RO) and Alternative Responsible Officer (ARO)
- Compliance requirements are complex and difficult to comprehend

COMPLIANCE



- Institutions should be preventing potential compliance violations
- One of many barriers that prevent institutions from preventing and educating compliance requirements to their constituents such as international students and their colleagues across campus is because:
- responsible officer's lack the proper training and education as mentioned above and
- due to lack of or limited resources and man power to maintain daily office operations and status quo



? QUESTIONS

This slide is designed for a Q&A session. It features a dark red header bar at the top with a white question mark icon and the word "QUESTIONS" in white capital letters. Below the header is a large, empty white rectangular area for writing or discussion. In the bottom right corner, there is a logo for "ai ACADEMIC IMPRESSIONS" with the number "16" next to it.

#Altraining

IMMIGRATION LAW 101: CASE STUDIES



CASE STUDIES



- I. 214.3(k) Issuance of Certificate Eligibility
- II. 214.2(f)(6) Full course of study
- III. 214.2(f)(9) Employment





214.2(f)(2) Issuance of Certificate of Eligibility

If your international student is provisional accepted due to low TOEFL score and the student is required to take language course and complete the course successfully before matriculating into your degree program, **which major do you list on the form I-20?**



214.2(f)(2) Issuance of Certificate of Eligibility



- **"The practice of conditional admissions may be coming under new scrutiny**
- The U.S. Department of Homeland Security raised a concern
- First enroll in an intensive English program



214.2(f)(2) Issuance of Certificate of Eligibility



- The concern with this practice is that this is essentially defrauding the immigration requirements
- The other issue with this trend is that it leaves DHS with the wrong impression with regard to the student's location
- The Department of Homeland Security is expected to issue new draft guidance on conditional admissions and pathway programs soon

214.3(k)(3) Issuance of Certificate Eligibility

- 214.3(k)(3) The appropriate school authority has determined that the prospective student's qualifications meet all standards for admission
- Institutions must issue an I-20 with Language Program instead of degree seeking major such as Accounting

■ 214.3(k)(3) Issuance of Certificate Eligibility

- Tips:
 - Issue I-20 under Language Program
 - Change the Language program to Degree Seeking once student meets all provisional requirements
 - Have educational meeting with admissions and language center



CHAT

214.2(f)(6) Full Course of Study

Your undergraduate international student majoring in Business wishes to take 9 credits during his second term at your college due to difficulty with the language.

How do you report this to SEVIS and what communication must you have with the student as well as his academic advisor?



■ 214.2(f)(6) Full course of study

- Student must receive approval/ confirmation of reduce course of study from his academic advisor then you as a DSO must approve him for reduce course load in SEVIS

■ 214.2(f)(6) Full course of study

- Step-by-Step Process:
 - 1) Student drops his course with his academic advisor
 - 2) Advisor approves reduce course load with the reason of language difficulty on ISSS form
 - 3) DSO reviews reason and eligibility and process Reduce Course Load due to Language difficulty in SEVIS
 - 4) DSO notifies the student with the next steps

CHAT

214.2(f)(9) Employment

Your undergraduate international student majoring in finance wants to work at JP Morgan as an intern during the spring term while school is in session and while she is registered full time (12 credits).

She wishes to work for 20 hours per week however this is not a program requirement.

What work authorization must she receive?



27

214.2(f)(6) Employment

A screenshot of a form titled 'CURRICULAR PRACTICAL TRAINING (CPT) Policy for UNDERGRADUATE Students' from Drexel University's International Students and Scholars Services. The form includes sections for 'CURRICULAR PRACTICAL TRAINING (CPT)', 'CPT REQUIREMENTS', and 'CPT APPLICATION REQUIREMENTS'. It provides detailed instructions on how to apply for CPT, including the need for a recommendation from an academic advisor and the completion of the ISSS CPT form.A screenshot of a form titled 'Student Co-op Registration Agreement - International Students' from Drexel University's Student Co-op Registration Center. The form includes sections for 'PLEASE SUBMIT THE FOLLOWING DOCUMENTS WITH THIS FORM' and 'PLEASE SUBMIT THE FOLLOWING DOCUMENTS WITH THIS FORM'. It provides detailed instructions on how to apply for co-op registration, including the need for a recommendation from an academic advisor and the completion of the ISSS CPT form.

Step-by-Step Process:

- 1) Student must first meet with her academic advisor and receive internship approval letter and confirm that it is a program requirement by filling out the ISSS CPT form
- 2) Student brings the ISSS CPT form to the DSO
- 3) DSO processes CPT request in SEVIS
- 4) DSO notifies student of the approval and the next steps



28

#Altraining

DEVELOPING TRANSPARENT COMMUNICATION



■ COMMUNICATION & CONSISTENCY

- Build a summary of internal policy by summarizing all of the regulation categories in the **8 CFR § 214.3** & **8 CFR § 214.2(f)**



■ COMMUNICATION & CONSISTENCY

- Build an internal office manual for all of the policies for your DSOs

■ COMMUNICATION & CONSISTENCY

- Create forms for all of the important regulations that is in the *8 CFR § 214.2(f)* such as CPT form and LTFT form that was reviewed in this presentation

■ COMMUNICATION & CONSISTENCY

- Provide workshops and seminars around all of the policies and processes to students as well as faculty and staff
 - CPT
 - OPT
 - Immigration 101
 - How to maintain status



■ COMMUNICATION & CONSISTENCY

- Provide transparent and available communication that is consistent





TAKEAWAYS

TODAY: Identify impediments by reviewing all categories of 214 citations mentioned in the beginning of the presentation.



TAKEAWAYS

NEXT WEEK: Create a schedule and a plan to review and start writing out internal policies for each of the 214 citations mentioned.



TAKEAWAYS

NEXT MONTH: Create a schedule and a plan for building an internal process manual for DSO, stakeholders as well as the service forms (i.e. CPT and LTFT).



QUESTIONS



EVALUATION

Thank you!

Please remember to complete the event evaluation.
Your comments will help us continually improve the
quality of our programs.

<https://www.surveymonkey.com/s/95GNSJT>

© Copyright 2015 Academic Impressions

Follow us:



39